



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

January 17, 2023

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 17th day of January, 2023 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: Anthony Whitmore, Tony Krafka, Scot Bauer, Scott Steager, Jan Sypal, Robert Coufal and Ryan Svoboda.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Pledge of Allegiance was recited by all present.

The Chairman called the meeting to order and announced that a complete copy of the Open Meetings Act is posted in the meeting room.

The Chairman declared the minutes from the previous meeting shall stand approved as presented.

Discussion/Possible action - requesting approval to sell old patrol cars & detention van

Sheriff Dion appeared before the board to request the board's approval to sell 4 patrol cars and the detention van using Kobza's auction. The units he wants to sell are the 2014 Dodge Charger, 2016 Dodge Charger, 2016 Dodge Charger, 2015 Ford Taurus Interceptor and the 2008 Chrysler Town & Country. Moved by Krafka, seconded by Sypal to approve Sheriff Dion to sell the patrol cars and detention van at Kobza's Auction.

Discussion: Steager asked if these vehicles could be sold to other agencies and asked about the safety of selling these vehicles to the public. The board discussed they've done this before and that the cars are high mileage, and no other agency would probably be interested. Upon roll call vote the following:

Voted aye: Krafka, Bauer, Sypal, Coufal, Svoboda, & Whitmore

Voted nay: Steager

Motion carried.

Human Resources Update

Human Resources Director, Heidi Loges updated the board that there are approximately 5 or less people within the county that are not using the .gov email addresses. She and Emergency Manager, Mark Doehling expressed the security need for having/using the .gov email address. County Attorney, Julie Reiter, expressed her concern regarding personal email accounts and how they can become public knowledge in a public records request. She said it should not be a choice, it should be mandatory. The board asked Heidi to update in a few weeks regarding if those last few individuals received their .gov email addresses.

Discussion/Possible Action - Zuercher Addendum #1 to Interlocal Agreement – Adding the City of Milford as a party to the Interlocal Agreement

Moved by Sypal, seconded by Svoboda to approve the Zuercher Addendum #1 to Interlocal Agreement – Adding the City of Milford as a party to the Interlocal Agreement. Upon roll call vote the following:

Voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore

Voted nay: NONE

Motion carried.

Consideration of Resolution 2023 – 03/Approval of Irrevocable Letter of Credit-Bank of the Valley



Butler County Board Minutes



Moved by Steager, seconded by Coufal to approve Resolution 2023-03 as presented. Upon roll call vote the following:
Voted aye: Steager, Sypal, Coufal, Svoboda, Krafka, Bauer, & Whitmore
Voted nay: NONE
Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2023 – 03**

WHEREAS, at various times throughout the year, the Butler County Treasurer may receive monies and deposit same at Bank of the Valley, which sum may exceed the amounts allowed by Nebraska law, and

WHEREAS, in order to comply with Nebraska law and thereby secure deposits over and above the current FDIC insured amount, Federal Home Loan Bank of Topeka has established an Irrevocable Letter of Credit No. 78259, dated January 6, 2023, in the amount of \$3,000,000.00, for the account of Bank of the Valley, Bellwood, Nebraska.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the above-mentioned Irrevocable Letter of Credit in the amount of \$3,000,000.00, as security for deposits in said financial institution be approved.

DATED this 17th day of January, 2023.

MOVED by Steager, seconded by Coufal, that the above resolution be adopted. Motion carried.

FOR:	AGAINST:	ABSENT:	ABSTAIN:
<u>/s/Anthony Whitmore</u>	_____	_____	_____
<u>/s/Ryan Svoboda</u>	_____	_____	_____
<u>/s/Robert Coufal</u>	_____	_____	_____
<u>/s/Jan Sypal</u>	_____	_____	_____
<u>/s/Scott Steager</u>	_____	_____	_____
<u>/s/Scot Bauer</u>	_____	_____	_____
<u>/s/Tony Krafka</u>	_____	_____	_____

Attested to by:
/s/Stephanie L. Laska
Stephanie L. Laska
Butler County Clerk

County Treasurer’s Statement July 1, 2022 to December 31, 2022

The County Treasurer’s Statement for July 1, 2022 through December 31, 2022 was accepted and placed on file.

Appoint Highway Superintendent for Calendar Year 2023

Moved by Bauer, seconded by Krafka to appoint Randy Isham as the Butler County Highway Superintendent for Calendar Year 2023. Upon roll call vote the following:

Voted aye: Bauer, Krafka, Svoboda, Coufal, Sypal, Steager, & Whitmore
Voted nay: NONE
Motion carried.

Approval of Windstream utility permit for Road 39 between S & T, Linwood Township



Butler County Board Minutes



Moved by Steager, seconded by Bauer to approve the Windstream utility permit as presented. Upon roll call vote the following:

Voted aye: Steager, Bauer, Krafka, Svoboda, Coufal, Sypal, & Whitmore

Vote nay: NONE

Motion carried.

Approval of T-Mobile utility permit for work on road 37 between I & J

Moved by Sypal, seconded by Svoboda to approve the T-Mobil utility permit as presented. Upon roll call vote the following:

Voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore

Voted nay: NONE

Motion carried.

Approval of Road Maintenance agreement between Butler County & the City of David City

Isham explained to the board that he had prepared what he could and had given it to the County Attorney. County Attorney, Julie Reiter, explained she had questions regarding the word maintenance; she felt it was too vague and the agreement needed to be more specific. She and Isham planned to meet after the board meeting to clear up the wording. The agreement will be tabled until the next meeting.

Update on Roads

Isham updated the board that overnight there was an incident that involved a lowboy trailer damaging 15 miles of county roads; his crews will get out and try to get the roads fixed as best they can before the snowstorm that is predicted this week.

Discussion/possible action regarding drilling test holes for the new communications tower

Emergency Manager Mark Doehling appeared before the board to give an update on the 911 Communication tower. In his update, he said the previous location fell through and they have found a new location, however, before they can proceed with the tower they need to find out if the land can handle the tower and test holes need to be drilled. Moved by Bauer, seconded by Coufal to approve the drilling of test holes for the new communication tower. Upon roll call vote the following:

Voted aye: Bauer, Steager, Sypal, Coufal, Svoboda, Krafka, & Whitmore

Voted nay: NONE

Motion carried.

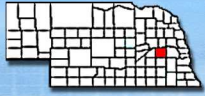
Consideration/Approval of Resolution 2023-04 – Butler County Extension Board Appointments 2023

Moved by Bauer, seconded by Svoboda to approve Resolution 2023-04 as presented. Upon roll call vote the following:

Voted aye: Bauer, Krafka, Svoboda, Coufal, Sypal, Steager, & Whitmore

Voted nay: NONE

Motion carried.



Butler County Board Minutes



BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA

Resolution 2023-04

Whereas the University of Nebraska Extension is a valuable part of Butler County, and

Whereas the Extension Board is the organization appointed by the Butler County Board of Supervisors to oversee the Nebraska Extension programming in this county, and

Whereas public participation in this level of government is respected civil service, and

Whereas the Butler County Board of Supervisors desires to continue this tradition of local cooperation with Butler County Extension, and

Whereas Tiffany Allen, 4-H Council Representative, has been recommended to fill the open position on the Extension Board, then

Be it resolved, the Butler County Board of Supervisors appoint Tiffany Allen to the Butler County Extension Board and extend the appointment of the citizens currently serving Butler County as shown in the attached list for the terms as shown, and

Be it resolved, the Butler County Board of Supervisors express their gratitude to retiring board member, Jenna Lange for her service.

Given under my hand on this, the 17th day of January 2023, in David City Nebraska.

Anthony Whitmore, Chairman
Butler County Board of Supervisors

ATTEST:

Stephanie L. Laska, County Clerk



Discussion/Possible Action regarding contract with Stop Inn Speedee Mart and Butler County

Supervisor Sypal has filed Form C-3 with the Clerk's office and is making known her Contractual interest with Butler County today in the open meeting.

Discussion/Possible Action regarding contract with Steager Lawn Service LLC, Steager Irrigation LLC, Steager Storage LLC and Butler County



Butler County Board Minutes



Supervisor Steager has filed Form C-3 with the Clerk's office and is making known his Contractual interest with Butler County today in the open meeting.

Claims

Moved by Sypal, seconded by Steager to pay all claims excluding the Wex Claims. Upon roll call vote the following:

Voted aye: Sypal, Steager, Bauer, Krafka, Svoboda, Coufal, & Whitmore.

Voted nay: NONE

Motion carried.

Moved by Bauer, seconded by Steager, to pay the Wex Claims. Upon roll call vote the following:

Voted aye: Bauer, Steager, Coufal, Svoboda, Krafka, & Whitmore.

Voted nay: NONE

Abstained: Sypal

Motion carried.

Correspondence

1. Skull Creek & Bone Creek Watershed Landowners Public Meeting brochure – January 18, 2023
2. Dodge County Planning Commission Public Hearing – January 17, 2023
3. Polk County Board of Commissioners Public Hearing – January 17, 2023
4. Blue Valley Community Action Agenda – January 17, 2023
5. Nebraska Commission on Law Enforcement & Criminal Justice – Annual CE Report Notice

Committee Reports

ARPA Committee will be meeting with Ag Extension to discuss a future program and use of ARPA funds to fund the program.

Discussion

Loges informed the board that if they need an ID card to stop at the Sheriff's office and Alexis will take their picture and get it prepared for them.

There being no further business to come before the board, the Chairman adjourned the meeting at 9:57 a.m. The next scheduled meeting of the Board of Supervisors will be February 6, 2023 at 9:00 a.m.

Stephanie L. Laska
County Clerk

Anthony Whitmore
Chairman